

***[NO MINUTES WERE GENERATED FOR
WEDNESDAY, SEPTEMBER 28, 2016]***

1770

**SUPREME COURT MINUTES
THURSDAY, SEPTEMBER 29, 2016
SAN FRANCISCO, CALIFORNIA**

S236643 B264987 Second Appellate District, Div. 4 **PEOPLE v. EDWARD (MEL TYRONE)**

Dismissal order filed

Petitioner's request, filed on September 26, 2016, to dismiss the petition for review is granted.

S235763 G052927 Fourth Appellate District, Div. 3 **PEOPLE v. MONTOYA (ALFRED CHAVEZ)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 31, 2016.

S235832 D068500 Fourth Appellate District, Div. 1 **RAMOS (ROGELIO) v. GARCIA (MANUEL)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 28, 2016.

S235883 A142920 First Appellate District, Div. 3 **PEOPLE v. KAUMBLULU (JOHN)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 31, 2016.

S236008 B255785 Second Appellate District, Div. 5 **PEOPLE v. WILLIAMS (DAMON DEVON)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 31, 2016.

S236246 B258940 Second Appellate District, Div. 7 **PEOPLE v. RANGEL (JOSE J.)**

The time for granting or denying review in the above-entitled matter is hereby extended to November 8, 2016.

S236266 E066368 Fourth Appellate District, Div. 2 **MONTCLAIR, CITY OF v. S.C. (GONZALEZ)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 28, 2016.

S236268 D068255 Fourth Appellate District, Div. 1 **PEOPLE v. ROMO (SERGIO IGNACIO)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 28, 2016.

S236276 B260222 Second Appellate District, Div. 5 **PEOPLE v. COTTON (DUANE)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 28, 2016.

S236280 A148485 First Appellate District, Div. 4 **WILLIAMS (TAVARES) v. S.C. (PEOPLE)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 28, 2016.

S236300 G050352 Fourth Appellate District, Div. 3 **PEOPLE v. BAUTISTA (RICARDO C.)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 28, 2016.

S236306 G051316 Fourth Appellate District, Div. 3 **ROBINS (NANCI S.) v. FERRY (JOSEPH P.)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 31, 2016.

S236309 B263411 Second Appellate District, Div. 5 **PEOPLE v. PUERTO (ALFONSO)**

The time for granting or denying review in the above-entitled matter is hereby extended to October 28, 2016.

S236316 H042263 Sixth Appellate District

**BLACKWELL (GORDON) v.
FOREMOST INSURANCE
COMPANY**

The time for granting or denying review in the above-entitled matter is hereby extended to October 31, 2016.

S236333 B263975 Second Appellate District, Div. 1

**PAYMAH (EWAN E.) v. LOS
ANGELES COMMUNITY
COLLEGE DISTRICT**

The time for granting or denying review in the above-entitled matter is hereby extended to November 1, 2016.

S236336 D069644 Fourth Appellate District, Div. 1

**PEOPLE v. AVILA (JULIO
ESTEVAN)**

The time for granting or denying review in the above-entitled matter is hereby extended to November 1, 2016.

S236343 B262318 Second Appellate District, Div. 1

**PEOPLE v. HILL (JAMELE
EDWARD)**

The time for granting or denying review in the above-entitled matter is hereby extended to November 1, 2016.

S236346 C080055 Third Appellate District

**PEOPLE v. CABRERA
(GUADALUPE)**

The time for granting or denying review in the above-entitled matter is hereby extended to November 1, 2016.

S236349 H040211 Sixth Appellate District

**PEOPLE v. OROZCO (JUAN
IGNACIO)**

The time for granting or denying review in the above-entitled matter is hereby extended to November 1, 2016.

S236358 C080299 Third Appellate District

**PEOPLE v. ROGERS, JR.,
(JOHNNY WAYNE)**

The time for granting or denying review in the above-entitled matter is hereby extended to November 2, 2016.

S236360 F069418 Fifth Appellate District

**PEOPLE v. PEREZ
(PATRICIA ANN)**

The time for granting or denying review in the above-entitled matter is hereby extended to November 3, 2016.

S236364 B259608 Second Appellate District, Div. 2

**PEOPLE v. JOHNSON
(DAYVION TERRELL)**

The time for granting or denying review in the above-entitled matter is hereby extended to November 2, 2016.

S236381 B264679 Second Appellate District, Div. 6

**PEOPLE v. JOHNSON (RYAN
JAMES)**

The time for granting or denying review in the above-entitled matter is hereby extended to November 3, 2016.

S236385 H041558 Sixth Appellate District

**PEOPLE v. ARREDONDO
(DAVID DOMINGO)**

The time for granting or denying review in the above-entitled matter is hereby extended to November 3, 2016.

S236395 B257104 Second Appellate District, Div. 8

**PEOPLE v. WRIGHT
(BRADLEY)**

The time for granting or denying review in the above-entitled matter is hereby extended to November 3, 2016.

S236402 H038402 Sixth Appellate District

**PEOPLE v. CARMALT
(WALLACE SAMUEL)**

The time for granting or denying review in the above-entitled matter is hereby extended to November 3, 2016.

S236403 A141533 First Appellate District, Div. 5

**PEOPLE v. ESPITIA (RICO
MARQUEZ)**

The time for granting or denying review in the above-entitled matter is hereby extended to November 3, 2016.

S236424 B255370 Second Appellate District, Div. 6 **PEOPLE v. NAEGELE (KURT DUNCAN)**

The time for granting or denying review in the above-entitled matter is hereby extended to November 4, 2016.

S236425 E066251 Fourth Appellate District, Div. 2 **CHAMPION (JOSEPH EUGENE) v. S.C. (PEOPLE)**

The time for granting or denying review in the above-entitled matter is hereby extended to November 4, 2016.

S236440 C076957 Third Appellate District **CHRIST (GLENN) v. DEPARTMENT OF FORESTRY & FIRE PROTECTION**

The time for granting or denying review in the above-entitled matter is hereby extended to November 4, 2016.

S236448 B265626 Second Appellate District, Div. 4 **LOS ANGELES UNIFIED SCHOOL DISTRICT v. PUBLIC EMPLOYMENT RELATIONS BOARD (UNITED TEACHERS LOS ANGELES)**

The time for granting or denying review in the above-entitled matter is hereby extended to November 4, 2016.

S236491 A140000 First Appellate District, Div. 4 **PANOCHE ENERGY CENTER LLC v. PACIFIC GAS & ELECTRIC COMPANY**

The time for granting or denying review in the above-entitled matter is hereby extended to November 9, 2016.

S236523 D066952 Fourth Appellate District, Div. 1 **PEOPLE v. MOORE (TARA VIRGINIA)**

The time for granting or denying review in the above-entitled matter is hereby extended to November 9, 2016.

S136171**PEOPLE v. WESSON
(MARCUS DELON)**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Kathleen A. McKenna's representation that the respondent's brief is anticipated to be filed by May 26, 2017, counsel's request for an extension of time in which to file that document is granted to November 29, 2016. After that date, only three further extensions totaling about 177 additional days are contemplated. An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S184521**PEOPLE v. DUNN (AARON
NORMAN)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to November 29, 2016.

S185201**PEOPLE v. ALDANA
(ROMAN GABRIEL)**

Extension of time granted

The application of appellant for relief from default for the failure to timely file appellant's request for extension of time is granted.

Good cause appearing, and based upon counsel Patricia A. Scott's representation that the appellant's opening brief is anticipated to be filed by July 31, 2017, counsel's request for an extension of time in which to file that brief is granted to November 18, 2016. After that date, only five further extensions totaling about 258 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S185640**PEOPLE v. KELLEY (JIMMY
DALE)**

Extension of time granted

The application of appellant for relief from default for the failure to timely file appellant's request for extension of time is granted.

Good cause appearing, and based upon counsel Diane E. Berley's representation that the appellant's opening brief is anticipated to be filed by October 15, 2017, counsel's request for an extension of time in which to file that brief is granted to November 14, 2016. After that date, only six further extensions totaling about 335 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S193669**NELSON (BERNARD
ALBERT) ON H.C.**

Extension of time granted

Good cause appearing, counsel Geraldine S. Russell's request for an extension of time in which to file the reply to the informal response to the petition for writ of habeas corpus is granted to November 30, 2016. After that date, only two further extensions totaling 98 additional days will be granted.

S231826

E063107 Fourth Appellate District, Div. 2

**PEOPLE v. MARTINEZ
(MARIO)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the reply brief on the merits is extended to October 3, 2016.

S232114

B260573 Second Appellate District, Div. 8

**PEOPLE v. ESTRADA
(MARIO R.)**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to October 28, 2016.

S235857**BENTLEY (DOUGLAS) ON
H.C.**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the informal response is extended to October 20, 2016.

S232344

H042062 Sixth Appellate District

**PEOPLE v. ORTIZ (MANUEL
IGNACIO)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, the Sixth District Appellate Program is hereby appointed to represent appellant on the appeal now pending in this court.

S232675

H042129 Sixth Appellate District

**PEOPLE v. LOPEZ (JACOB
JEDEMIAH)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, the Sixth District Appellate Program is hereby appointed to represent appellant on the appeal now pending in this court.

S233979 H042065 Sixth Appellate District**PEOPLE v. CASIAS
(FREDDY)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, the Sixth District Appellate Program is hereby appointed to represent appellant on the appeal now pending in this court.

S235556 F068737 Fifth Appellate District**PEOPLE v. RUIZ II (FELIX
CORRAL)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Elizabeth Campbell is hereby appointed to represent appellant on the appeal now pending in this court.
Appellant's brief on the merits must be served and filed on or before thirty (30) days from the date of this order.

S235745 A145470 First Appellate District, Div. 3**IN RE D.W.**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Maggie Shrout is hereby appointed to represent appellant on the appeal now pending in this court.

S236160 H042402 Sixth Appellate District**PEOPLE v. JUAREZ
(GUZMARO AMBRIZ)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Carla Castillo is hereby appointed to represent appellant on the appeal now pending in this court.

S236327**IN RE LARRY N.**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Leila Moncharsh is hereby appointed to represent appellant on the appeal now pending in this court.

S236362 H042040 Sixth Appellate District**PEOPLE v. GONZALES
(FRANK ALEX)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Morgan Taylor is hereby appointed to represent appellant on the appeal now pending in this court.

S236377 A145160 First Appellate District, Div. 5 **PEOPLE v. FLYNN (SHAWN PATRICK)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, James Donnelly-Saalfeld is hereby appointed to represent appellant on the appeal now pending in this court.

S236456 A144616 First Appellate District, Div. 3 **IN RE VANESSA G.**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Sidney Hollar is hereby appointed to represent appellant on the appeal now pending in this court.

S230104 B235892 Second Appellate District, Div. 3 **SCHER (JAIME A.) v. BURKE (JOHN)**

Order filed

On application of respondents and good cause appearing, permission to file the untimely consolidated response to the amicus curiae briefs is hereby granted.

S232344 H042062 Sixth Appellate District **PEOPLE v. ORTIZ (MANUEL IGNACIO)**

Order filed

The request of Blair Greenberg to withdraw as attorney of record for appellant Manuel Ignacio Ortiz is hereby granted.

S232675 H042129 Sixth Appellate District **PEOPLE v. LOPEZ (JACOB JEDEMIAH)**

Order filed

The request of Blair Greenberg to withdraw as attorney of record for appellant Jacob Jedemiah Lopez is hereby granted.

S233979 H042065 Sixth Appellate District **PEOPLE v. CASIAS (FREDDY)**

Order filed

The request of Blair Greenberg to withdraw as attorney of record for appellant Freddy Casias is hereby granted.

**BAR MISC. 4186 IN THE MATTER OF THE APPLICATION OF THE COMMITTEE
OF BAR EXAMINERS OF THE STATE BAR OF CALIFORNIA
FOR ADMISSION OF ATTORNEYS (MOTION NO. 1,276)**

The written motion of the Committee of Bar Examiners that the following named applicants, who have fulfilled the requirements for admission to practice law in the State of California, be admitted to the practice of law in this state is hereby granted, with permission to the applicants to take the oath before a competent officer at another time and place:

(SEE ORIGINAL APPLICATION FOR THE LIST OF NAMES ATTACHED.)

**SUPREME COURT MINUTES
THURSDAY, SEPTEMBER 29, 2016
SPECIAL SESSION – COURT OF APPEAL,
FOURTH APPELLATE DISTRICT, DIVISION ONE,
SAN DIEGO, CALIFORNIA**

The Supreme Court of California convened for its special session at the Court of Appeal, Fourth Appellate District, Division One, 750 B Street, Suite 300, San Diego, California, on Thursday, September 29, 2016, at 10:45 a.m.

Present: Chief Justice Tani Cantil-Sakauye, presiding, and Associate Justices Werdegarr, Corrigan, Liu, Cuéllar, and Kruger. Associate Justice Chin was absent but will review recordings of the oral arguments. All parties stipulated to his participation in the deliberations and decisions notwithstanding his absence from oral arguments.

Officers present: Frank A. McGuire, Clerk; Jorge Navarrete, Assistant Clerk Administrator; and Gail Gray, Calendar Coordinator.

S224853

Jennifer Augustus et al., Plaintiffs and Respondents,
v.
ABM Security Services, Inc., Defendant and Appellant.

Cause called. Drew E. Pomerance, argued for Respondents.
Theodore J. Boutrous, Jr. argued for Appellant.

Mr. Pomerance replied.
Cause submitted.

Court recessed until 1:45 p.m. this date

Court reconvened pursuant to recess.
Members of the court and officers present as first shown.

S212800

Orange Citizens for Parks and Recreation et al., Petitioners,
v.
Superior Court of Orange County, Respondent;
Milan REI IV LLC, Real Parties in Interest.

Cause called. Robert S. Perlmutter argued for Petitioners.
Colin L. Pearce argued for Real Party in Interest.
David DeBerry argued for Real Parties in Interest, Superior Court of
Orange County et al., Milan REI IV LLC.

Mr. Perlmutter replied.
Cause submitted.

S216878

The People, Plaintiff and Appellant,
v.
Miami Nation Enterprises et al., Defendants and Respondents.

Cause called. Jennifer T. Henderson, Office of the Attorney General,
argued for Appellant.
Vernle C. ("Skip") Durocher, Jr., argued for Respondent Miami
Nation Enterprises.
John Nyhan argued for Respondent SFS, Inc.

Ms. Henderson replied.
Cause submitted.

S218400

In re
Transient Occupancy Tax Cases

Cause called. Kent L. Richland argued for Appellant.
Darrel J. Hieber argued for Respondents.

Mr. Richland replied.
Cause submitted.

Court adjourned.